

1 ADAM PAUL LAXALT  
2 Attorney General  
3 Heidi Parry Stern (Bar. No. 8873)  
4 Chief Deputy Attorney General  
5 State of Nevada  
6 Office of the Attorney General  
7 555 E. Washington Ave., #3900  
8 Las Vegas, NV 89101-1068  
9 (702) 486-3594 (phone)  
10 (702) 486-2377 (fax)  
11 HStern@ag.nv.gov

12 Attorneys for Respondents

13 UNITED STATES DISTRICT COURT

14 DISTRICT OF NEVADA

15 CLAY BURGON,

16 Petitioner,

17 vs.

18 D.W. NEVEN, et al.,

19 Respondents.

20 Case No. 2:14-cv-01128-RFB-CWH

21 **UNOPPOSED MOTION FOR EXTENSION  
OF TIME TO ANSWER REMAINING  
CLAIMS IN AMENDED PETITION FOR  
WRIT OF HABEAS CORPUS (ECF NO. 36)**  
**(SECOND REQUEST)**

22 Respondents hereby move this Court for an extension of time of an additional sixty (60) days, up  
23 to and including September 18, 2018, within which to answer the remaining claims in the Amended  
24 Petition for Writ of Habeas Corpus. (ECF No. 36). This Motion is made pursuant to Fed. R. Civ. P. 6(b)  
25 and Rule 6-1 of the Local Rules of Practice and is based upon the attached declaration of counsel.

26 This is the second enlargement of time sought by Respondents and is brought in good faith and  
27 not for the purpose of delay.

28 Respectfully submitted this 20th day of July, 2018.

29 ADAM PAUL LAXALT  
30 Attorney General

31 By: /s/ Heidi Parry Stern  
32 Heidi Parry Stern (Bar. No. 8873)  
33 Chief Deputy Attorney General

## **DECLARATION OF HEIDI PARRY STERN**

STATE OF NEVADA )  
COUNTY OF CLARK ) ss:

I, HEIDI PARRY STERN, being first duly sworn under oath, depose and state as follows:

1. I am an attorney licensed to practice law in the State of Nevada; qualified and admitted to practice before this Court; employed as a Chief Deputy Attorney General in the Office of the Nevada Attorney General; and pursuant to this employment, I have been assigned to represent Respondents in *Clay Burgon v. D.W. Neven, et al.*, 2:14-cv-01128-RFB-CWH, and as such, have personal knowledge of the matters contained herein;

2. That the Answer to the Remaining Claims in the Amended Petition for Writ of Habeas Corpus is due to be filed July 20, 2018.

3. This extension is necessary due to my recently increased workload, occasioned by the retirement of one of the attorneys in our unit, as well as several upcoming deadlines in the Ninth Circuit, including unanticipated supplemental briefing in a death penalty appeal.

4. Respondents request 60 days to file their answer, up to and including September 18, 2018.

5. I have contacted opposing counsel, and she has no objection to this request for extension.

6. This is Respondents' second motion for enlargement of time to answer the remaining claims in the Amended Petition for Writ of Habeas Corpus.

7. This Motion for enlargement of time is made in good faith and not for the purpose of delay.

## FURTHER DECLARANT SAYETH NAUGHT.

DATED this 20th day of July, 2018.

**APPROVED:**

/s/ Heidi Parry Stern

Heidi Parry Stern (Bar. No. 8873)  
Chief Deputy Attorney General

DATED this 20th day of July, 2018.

 RICHARD L. BROWN

**RICHARD F. BOULWARE, II**  
United States District Judge

1                   **CERTIFICATE OF SERVICE**

2                   I hereby certify that I electronically filed the foregoing *Unopposed Motion for Extension of Time*  
3                   *to Answer Remaining Claims in Amended Petition for Writ of Habeas Corpus (ECF No. 36) (Second*  
4                   *Request)* with the Clerk of the Court by using the CM/ECF system on July 20, 2018.

5                   The following participants in this case are registered CM/ECF users and will be served by the  
6                   CM/ECF system:

7                   Kimberly Sandberg, Esq.  
8                   Federal Public Defender  
9                   411 E. Bonneville, Ste. 250  
10                  Las Vegas, NV 89101

11                  \_\_\_\_\_  
12                  /s/ R. Carreau  
13                  An employee of the Office of the Attorney General

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28